

Case 3:09-cv-00654-LRH-VPC Document 22 Filed 12/07/09 Page 2 of 2

1

14

20

26

28

Complaint, in order to promote efficiency, as Plaintiff has filed a Motion to Remand this case to state court (Doc. # 5). Plaintiff and MERS stipulate and agree to the following:

- 1. MERS shall have up to and including 60 days from entry of this order to answer or otherwise respond to the complaint in the above-captioned matter or 20 days from the resolution of Plaintiff's Motion to Remand (Doc. # 5) should the Court enter an order resolving Plaintiff's Motion to Remand and any oppositions filed in response before the expiration of the 60-day period.
- Plaintiff shall file an opposition, if any, on or before thirty days after MERS files its responsive pleading.
- MERS shall file a reply, if any, on or before twenty-one days after plaintiff files his opposition.
- Participation in this Stipulation does not waive or otherwise operate to prejudice MERS' rights to raise any appropriate defense, counterclaim, crossclaim or third party claim. Respectfully submitted November 24, 2009,

/s/ Rick Lawton Rick Lawton, Esq. Nevada Bar No. 694 Law Offices of Rick Lawton 5435 Reno Highway Fallon, Nevada 89407 Attorneys for Plaintiff

/s/ Erica J. Stutman Patrick G. Byrne, Esq. Nevada Bar No. 7636 Erica J. Stutman, Esq. Nevada Bar No. 10794 Snell & Wilmer, L.L.P. 3883 Howard Hughes Pkwy, Suite 1100 Las Vegas, NV 89169 Attorneys for Defendant Mortgage Electronic Registration Systems, Inc.

ORDER

IT IS SO ORDERED.

DATED: December 4, 2009.

Eldihi

LARRY R. HICKS UNITED STATES DISTRICT JUDGE